

Multnomah Education Service District

Code: **BBA**

Adopted: 2/17/87

Amended: 2/20/83; 5/06/80; 9/20/94;
6/13/00; 9/20/05; 10/19/10

Reviewed:

Board Powers and Duties

Powers

1. The Board is authorized to transact all business coming within the jurisdiction of MESD.
2. The Board may sue and be sued.
3. The Board may adopt such regulations as it considers necessary to carry out its duties.
4. The Board, with certain exceptions, is subject to the Local Budget Law.
5. The Board may employ and fix the compensation of such personnel as it considers necessary for carrying out duties of the Board.
6. The Board, in carrying out its duties, may:
 - a. Locate, buy, accept by gift or lease such land, buildings and facilities as may be required for MESD purposes. Leases authorized by this section may be for a term of up to 30 years and include lease-purchase agreements where under MESD may acquire ownership of the leased property;
 - b. Acquire personal property by a lease-purchase agreement or contract of purchase for a term exceeding one year. A lease-purchase agreement is one in which the rent payable by MESD is expressly agreed to have been established to reflect the savings resulting from the exemption from taxation, and MESD is entitled to ownership of the property at a nominal or other price which is stated or determinable by the terms of the agreement and was not intended to reflect the true value of the property;
 - c. Lease property or sell and convey such property of MESD as the Board considers unnecessary to its purposes;
 - d. Purchase re-locatable structures in installment transactions in which deferred installments of the purchase price are payable over not more than 10 years from the date of delivery of the property to MESD and are secured by a security interest in such property. Such transactions may take the form of, but are not limited to, lease-purchase agreements.
7. The Board may rent such space as may be required when the space offered by the county, if any, is considered to be inadequate. Subject to Oregon Revised Statutes, the Board may purchase such required space;

8. MESD may provide space for the offices of other education, employment training and human service providers.
9. The Board may accept money or property donated for the use or benefit of the MESD and use such money or property for the purpose for which it was donated. Receipt of such gifts shall not bind the Board in any way deemed inconsistent with the public interest or with the mission, goals and policies established by the Board.
10. MESD may contract with public and private entities for service delivery and facilities. Services and facilities may be provided by agreement or on a reimbursable basis;
11. MESD shall work cooperatively with component districts and review their operations and shall submit recommended plans for operation that achieve economies through consolidation of various operations of all or some of the component districts. MESD and its component districts shall submit an annual report on the effectiveness of the consolidation of operations to the State Board of Education. "Operations" means services involving transportation, payroll, education records, auditing, legal services, insurance, printing, investment and other similar services.

Duties

1. The Board shall perform all duties required by law, including, but not limited to:
 - a. Distribution of such school funds as it is empowered to apportion;
 - b. Conduct of audits;
 - c. Duties as District Boundary Board;
 - d. Budget and tax levying duties, including the levying of taxes under ORS 280.060;
 - e. Curriculum improvement pursuant to ORS 334.175;
 - f. Special education programs pursuant to ORS 334.175;
 - g. Contracting a bond indebtedness in the manner that school districts are authorized to issue bonds pursuant to ORS 328.205 - 328.295 and other laws applicable to the issuance of bonds by school districts;
 - h. Complete annual operational reviews and reports in accordance with ORS 334.125(a) and OAR 581-24-0226 and 0228.
2. In addition to the duties required by the law, in cooperation with the component districts and working, as appropriate, with county governments, health care agencies, social service organizations and employment training agencies and according to criteria developed by the State Board, the MESD Board may:
 - a. Plan for the provision and the delivery of education;
 - b. Provide curriculum improvement and staff development;
 - c. Conduct assessment, evaluation and research;
 - d. Plan and provide for new learning environments;
 - e. Plan and provide for educational communication and distribution services, including telecommunication;

- f. Collaborate in jointly planning for delivery of health care, employment training and social services in the region.
3. The Board shall perform such other duties as are permitted by law and deemed to be in the public interest including, but not limited to, service as a Local Contract Review Board

END OF POLICY

Legal Reference(s):

<u>ORS 192.630</u>	<u>ORAR 581-024-0205</u>	<u>ORAR 581-024-0265</u>
<u>ORS 243.656</u>	<u>ORAR 581-024-0206</u>	<u>ORAR 581-024-0275</u>
<u>ORS Chapter 279</u>	<u>ORAR 581-024-0208</u>	<u>ORAR 581-024-0280</u>
<u>ORS 280.060</u>	<u>ORAR 581-024-0210</u>	<u>ORAR 581-024-0285</u>
<u>ORS 294.305 - 294.565</u>	<u>ORAR 581-024-0226</u>	<u>ORAR 581-024-0290</u>
<u>ORS 294.321</u>	<u>ORAR 581-024-0228</u>	
<u>ORS 294.326</u>	<u>ORAR 581-024-0240</u>	
<u>ORS 328.205 - 328.295</u>	<u>ORAR 581-024-0250</u>	
<u>ORS Chapter 334</u>	<u>ORAR 581-024-0252</u>	
<u>ORS 336.035</u>	<u>ORAR 581-024-0255</u>	
<u>ORS 336.095</u>	<u>ORAR 581-024-0260</u>	
<u>ORS Chapter 339</u>	<u>ORAR 581-024-0262</u>	
<u>ORS 342.905</u>		

MESD Policy Cross Reference(s):

AE - MESD Goal Setting
 BCB - Board Officer
 BCD- Board-Superintendent Relationship
 DGA/DGB -Authorized Signatures
 KH - Public Gifts to MESD